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17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**
 19 **SAN FRANCISCO DIVISION**

20 MARC OPPERMAN, et al.,
 21 Plaintiffs,
 22
 23 v.
 24 PATH, INC., et al.
 25 Defendants.

Case No. 13-cv-00453-JST

CLASS ACTION

**JOINT STIPULATION AND ~~PROPOSED~~
 ORDER TO EXTEND DEADLINE TO
 RESPOND TO DEFENDANT APPLE INC.'S
 MOTION FOR PARTIAL SUMMARY
 JUDGMENT**

Date: August 25, 2016
 Time: 2:00 p.m.
 Judge: Honorable Jon S. Tigar

1 Pursuant to Civil L.R. 6-1 and 6-2, Plaintiffs Opperman, et al. (“Plaintiffs”) and
 2 Defendant Apple, Inc., (“Apple”) through their respective counsel, have stipulated to request an
 3 Order extending the deadline for Plaintiffs to respond to Apple’s Motion for Partial Summary
 4 Judgment from the July 7, 2016 deadline to July 29, 2016, and to extend Apple’s deadline to file
 5 its Reply Brief in Support of Apple’s Motion for Partial Summary Judgment from the August 5,
 6 2016 deadline to August 26, 2016, based on the following recitals.

7 WHEREAS, on April 13, 2016, the Court ordered that Defendant’s motion for partial
 8 summary judgment be filed on April 22, 2016, and Plaintiff’s reply brief be filed on July 8, 2016,
 9 and set a hearing date and time of August 25, 2016 at 2 p.m. (Dkt. No. 688.)

10 WHEREAS, the parties have agreed to extend Defendant’s deadlines to respond to
 11 Plaintiff’s discovery requests by eighteen days for Plaintiffs’ interrogatories, eighteen days for
 12 Plaintiffs’ requests for admission, and by eight days for Plaintiffs’ requests for production.

13 WHEREAS, Plaintiffs and Defendant have agreed, subject to Court approval, to continue
 14 the dates on which Plaintiff’s opposition to the pending motion for partial summary judgment are
 15 due by 21 days from July 8, 2016 to July 29, 2016, and to continue the date on which
 16 Defendant’s reply is due by 21 days from August 5, 2016 to August 26, 2016;

17 WHEREAS, Plaintiffs and Defendant request that the Court continue the hearing on
 18 Defendant’s motion for partial summary judgment from August 25, 2016 to September 15, 2016,
 19 or such other date convenient for the Court;

20 THEREFORE, IT IS HEREBY STIPULATED by and between Plaintiffs and Defendant
 21 to request that the Court extend the briefing schedule as follows:

EVENT	DEADLINE
Plaintiffs’ Opposition	July 29, 2016
Apple’s Reply	August 26, 2016
Hearing on Apple’s Motion	September 15, 2016 (or such other date convenient for the court)

1 Dated: June 15, 2016

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Dated: June 15, 2016

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~~PROPOSED~~ ORDER

Pursuant to the stipulation of the parties and good cause appearing, the stipulation between Plaintiffs and Defendant Apple, Inc. (“Apple”) is granted, as follows:

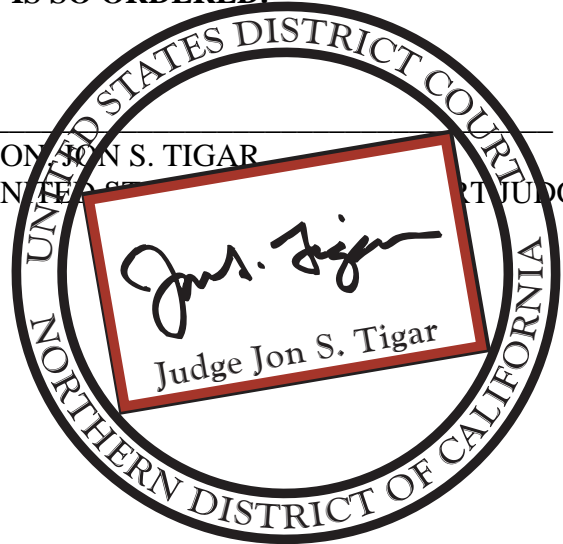
The deadline for Plaintiffs to file a response to Apple’s Motion for Partial Summary Judgment is now July 29, 2016, and the deadline for Apple’s Reply Brief to the Plaintiffs’ response is now August 26, 2016.

EVENT	DEADLINE
Plaintiffs’ Opposition	July 29, 2016
Apple’s Reply	August 26, 2016
Hearing on Apple’s Motion	<u>September 22, 2016 at 2:00 p.m.</u>

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: June 15, 2016

HON. JON S. TIGAR
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA



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ATTESTATION

I attest that concurrence in the filing of this document has been obtained from the other signatories listed above.

Dated: June 15, 2016

KERR & WAGSTAFFE LLP

By: /s/ Frank Busch
Frank Busch